

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Forest Department - Diversion of 313.63 ha. of Forest Land in Nellore district for additional requirement for construction of distributaries system i.e. 1 to 9 Branch canal under K.P Canal system of Telugu Ganga Project (TGP) - in favour of Irrigation Department - Permission accorded - Orders - Issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (Section.II) DEPARTMENT

G.O.MS.No. 26

Dated: 27-02-2015.

Read the following:-

1. From Prl.CCF. Lr.No.46360/2002/F1, Date: 19-6-2006.
2. State Govt. Lr.No.6296/For.I(1)/2006-1, Dated:06-7-2006.
3. From GOI, MOEF, New Delhi, Lr.No.8-94/2006-FC, dt:29-10-2008
4. From PCCF, AP, Hyderabad, Lr.Rc.No.46360/2006-F1, dt:11-11-2010 and dt:5-9-2012
5. State Govt. Lr No. 6296/For.I(1)/2006, dt:26-7-2011 & 06-6-2013.
6. From GOI, MoEF& C.C, New Delhi, Lr.No.8-94/2006-FC, dt:16-02-2015

ORDER:

The Principal Chief Conservator of Forests, Andhra Pradesh, Hyderabad in his letter 1st read above, has submitted a proposal under Forest (Conservation) Act, 1980, for diversion of 313.63 ha. of Forest land in Nellore, Rapur and Venkatagiri Ranges of Nellore Forest Division for additional requirement under K.P Canal system of Telugu Ganga Project in favour of Irrigation Department for construction of distributaries system i.e. 1 to 9 Branch canal under K.P Canal system of Telugu Ganga Project (TGP) and requested to forward the same to Government of India, Ministry of Environment & Forests, for according necessary approval under Section 2 of Forest (Conservation) Act, 1980.

2. The said proposal has been sent to Government of India, Ministry of Environment & Forests and Climate Change for their approval under Section-2 of Forest (C) Act, 1980 vide State Government letter 2nd read above.

3. Government of India, Ministry of Environment & Forests and Climate Change vide their letter 3rd read above have accorded their approval in-principle (Stage.I) under Section-2 of Forest (Conservation) Act, 1980, for the proposal, subject to fulfillment of certain conditions as stipulated therein.

4. The State Government vide letter 5th read above have furnished the compliance report on the conditions stipulated by the Government of India, Ministry of Environment & Forests and Climate Change while according in-principle (Stage.I) approval. The State Government have also furnished certain additional information as desired by the Government of India, Ministry of Environment & Forests.

5. Government of India, Ministry of Environment, Forests, & Climate Change in their letter 6th read above, have accorded their approval (Stage.II) under Section-2 of Forest (Conservation) Act, 1980, for diversion of 313.63 ha. of Forest Land in Nellore district of Andhra Pradesh for additional requirement under K.P Canal system of Telugu Ganga Project (TGP) in favour of Irrigation Department subject to fulfillment of certain conditions as stipulated therein.

6. Government after careful examination of the proposal, hereby accord permission to the Principal Chief Conservator of Forests, Andhra Pradesh, Hyderabad, for diversion of 313.63 ha. of Forest Land in Nellore district of Andhra Pradesh for additional requirement under K.P Canal system of Telugu Ganga Project (TGP) in favour of Irrigation Department, subject to the following conditions:-

- (i) The Legal status of forest land diverted shall remain unchanged;
- (ii) State Government shall create and maintain from funds realized from the user agency the compensatory Afforestation over the non – forest land equal in extent to the forest land being diverted ;

(Contd-2)

- (iii) State Government shall from funds realized from the user agency rejuvenate, re – stock and protect the forest area getting fragmented on the fringes of forest block due to construction of the canal;
- (iv) A part from rejuvenation and restocking of the forest fragments located on fringes of forest blocks, State Government shall undertake fencing of the forest fragments having area less than 10 hectares from funds realized from the user agency;
- (v) User agency shall construct adequate number of overpasses / bridges over the canal at appropriate locations, to be decided in consultation with the SFD, to improve connectivity between different patches of forests to mitigate fragmentation of forest areas due to construction of canal;
- (vi) The non – forest land transferred and mutated in favour of the State Forest Department for raising Compensatory Afforestation shall be notified by the State Government as Reserve Forest under the Indian Forest Act, 1927 or under the relevant Sections (s) of the local Forest Act, as the case may be. The Nodal Officer (Forest Conservation) shall report compliance within a period of six months;
- (vii) State Government shall realize from the user agency, additional amount of NPV of the diverted forest land, if any, becoming payable after finalization of the same by the Supreme Court and transfer the same to the ad – hoc CAMPA under intimation to the Ministry;
- (viii) Both sides of the canal will be planted in multiple rows of trees of indigenous species at the user agency's cost;
- (ix) Canal water will be provided free of cost to the Forest Department for raising nursery / plantation in the nearby areas;
- (x) Trees shall be felled only when it becomes necessary and that too under strict supervision of the State Forest Department, and at the cost of the project;
- (xi) No labour camps shall be established on forest land;
- (xii) The User Agency shall provide fuel – wood preferably alternate fuel to the labourers working at the site to avoid damage / felling of trees;
- (xiii) The forest land shall not be used for any purpose other than that specified in the proposals;
- (xiv) All other conditions stipulated by the State Government of Andhra Pradesh at the time of submission of the realignment proposal to the Central Government, shall be complied with by the User Agency ;

7. The Principal Chief Conservator of Forests, Andhra Pradesh, Hyderabad is directed to take further necessary action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

AJEYA KALLAM
SPECIAL CHIEF SECRETARY TO GOVERNMENT (I/c).

To
The Principal Chief Conservator of Forests,
Andhra Pradesh, Hyderabad.

Copy to:

The Additional Principal Chief Conservator of Forests (Central)
Government of India, Ministry of Environment & Forests,
Regional Office, 1st and 2nd Floors,
Handloom Export promotion Council Building
34, Cathedral Garden Road, Nungambakkam, Chennai – 600034
The Engineer-in-Chief, Telugu Ganga Project, Srikalahasti, Chittoor Dist.
SF/SC

// FORWARDED :: BY ORDER//

SECTION OFFICER